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Patent  
Attorney Docket No. 72978**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Li et al.

Serial No.: 10/075,105

Filed: February 13, 2002

Title: Bi-Directional Dual Promoter Complex with  
Enhanced Promoter Activity for Transgene  
Expression in Eukaryotes

Group Art Unit: 1645

Examiner: N/A

**CERTIFICATE OF MAILING**I hereby certify that this paper is being deposited with  
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Washington, D.C. 20231, on this date.**JAN 27 2003**

Date

James P. Krueger  
Registration No. 35,234  
Attorney for Applicants**RECEIVED****FEB 06 2003****TECH CENTER 1600/2900****SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This is an Information Disclosure Statement being submitted pursuant to the duty of disclosure under 37 CFR § 1.56, and in accordance with 37 CFR §§ 1.97-1.98, in connection with the above-specified application. Submitted herewith is PTO form 1449 along with copies of the references cited therein.

In accordance with 37 CFR § 1.97 (d) (1) and 37 CFR § 1.97(e), each item of information contained in the present Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

U.S. Patent Document(s)		
Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
US-5,424,200	06/13/1995	McPherson et al.

**Other Prior Art**

LI, ZHIJIAN, "Expression of a Bifunctional Green Fluorescent Protein (GFP) Fusion Marker under the Control of Three Constitutive Promoters and Enhanced Derivatives in Transgenic Grape (*Vitis Vinifera*)", *Plant Science*, Vol. 160, No. 5, April 2001, p. 877-887.

The Commissioner is hereby authorized to charge any additional fees which may be required in this application to Deposit Account No. 06-1135.

Respectfully submitted,

Fitch, Even, Tabin & Flannery



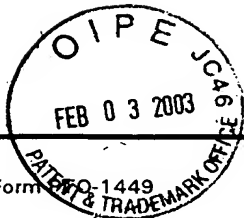
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PTO/SB/08A Substitute for Form PTO-1449		Application Number		10/075,105	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		Filing Date		February 13, 2002	
		First Named Inventor		Li et al.	
		Art Unit		1645	
		Examiner Name		N/A	
Sheet	1	of	2	Attorney Docket	72978

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup>			
		US-5,424,200	06/13/1995	McPherson et al.	
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup>				

Examiner Signature		Date Considered	
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\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

